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THE HON'BLE SRI JUSTICE A.GOPAL REDDY

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WRIT PETITION No.5612 OF 2006

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DATE: 21-04-2006

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Between:

Sri Adi Lakshmi Agricultural Cooperative

Agricultural Cooperative Society, Gollapalem . . .Petitioner

and

The District Collector, Rajahmundry,

and others . . .Respondents

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O R D E R:

The petitioner is a Farm Labour Cooperative Society consisting of farm labourers. To get economic empowerment by availing concessions given to such societies by the Government, the petitioner-society applied for leasehold rights of the accredited Lanka lands within the limits of Thondavaram Revenue Village. Some of the members of the petitioner-society are in occupation of an extent of Ac.7-67 cents and raised Casuina Tree.

The fourth respondent-Panchayat Secretary, Thondavaram Gram Panchayat, recommended their case for granting leasehold pattas to the members of the petitioner-society. The third respondent-Mandal Revenue Officer, Ambajipet Mandal, also submitted proposals to the second respondent-Revenue Divisional Officer, East Godavari District, for grant of Eksal Lease of Newly Accredited Lanka Lands to the members of the petitioner-society. Accordingly, the second respondent in his proceedings *vide* reference No.(M) 2479 of 2005, dated 20-07-2005, addressed a letter to the Executive Engineer, Godavari Division, Dawaleswaram, to get the opinion of the River Conservation Department as to whether they have any objection for leasing out the lands to the members of the petitioner-society. Complaining that no action is taken so far, the present writ petition is filed.

Learned Government Pleader for Revenue, who took time to obtain instructions, submits that after obtaining opinion from the River Conservation Department, the second respondent will forward the same to the first respondent-District Collector, Rajahmundry, East Godavari District, for enabling him to take further action in the matter.

Whereas the learned counsel for the petitioner-society contends that the River Conservation Department had already forwarded its opinion expressing that they have no objection for grant of Eksal lease in favour of the petitioner-society.

In the circumstances, if the second respondent had already received the opinion of the River Conservation Department, he can submit his proposal as required by the first respondent expeditiously, and if not received, he can obtain such opinion from the Executive Engineer, to whom the letter was addressed, and

sent the same to the first respondent within a period of three weeks from the date of receipt of a copy of this order. On furnishing required information, the first respondent shall pass appropriate orders within a period of four weeks from the date of receipt of the proposals of the second respondent and communicate the same to the petitioner.

With the above directions, the writ petition is disposed of. There shall be no order as to costs.

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(A.GOPAL REDDY, J)

21st APRIL, 2006.

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